

PATENT COOPERATION TREATY

To: MAIL STOP PCT

Commissioner for Patents

P.O.Box 1450

Alexandria, VA 22313

Authorized Officer: Mrs. Francine Young

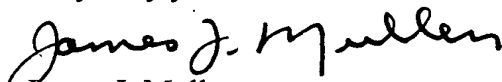
Applicant's File: WT-1-PCT

International Application No.  
PCT/US03/31561  
(USSN 10/529,667)

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

The attachments are in response to your 371 Formalities Letter dated 10/18/2005. A new oath has been executed by the inventor, however the inventor originally executed an oath when the PCT Request was submitted; see attachment. Please review the PCT file and determine if the oath was included; if so, the inventor would like to be reimbursed for the \$65.00 charge for submitting a late oath. Also enclosed is the \$150 fee for the additional search fee. A check in the amount of \$215.00 is attached to supply the balance of the search fee and the late oath fee. Your consideration of these matters is appreciated.

Very truly yours



James J. Mullen

Attorney for Applicant

Registration No. 22708

8202 Campodolcino Drive  
Corpus Christi, Texas 78414  
Telephone No. 361-985-0990  
November 12, 2005

FORM PTO-1399 (Modified)  
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

WT-1

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

10/529,667

INTERNATIONAL APPLICATION NO.

PCT/US03/31561

INTERNATIONAL FILING DATE

10/07/2003

PRIORITY DATE CLAIMED

10/23/2002

TITLE OF INVENTION

POST HARVEST TREATMENT OF CROPS

APPLICANT(S) FOR DO/EO/US

VERNON P. KEATING

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ A copy of the International Search Report (PCT/ISA/210).
8. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

## Items 13 to 20 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☒ Certificate of Mailing by Express Mail *ER 033747776 US*
20. ☒ Other items or information:

See attached copy of Confirmation No. 1345, 371 Formalities Letter

*check for \$215.00**cover letter**Oath**copy of PCT Request*

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 10/529,667	INTERNATIONAL APPLICATION NO. PCT/US03/31561	ATTORNEY'S DOCKET NUMBER WT-1
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21. The following fees are submitted: <b>BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5)) :</b> <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1,000.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... \$860.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$710.00 <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$690.00 <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00 <p style="text-align: center;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></p>				<b>CALCULATIONS PTO USE ONLY</b>  <div style="border: 1px solid black; height: 100px; width: 100%;"></div>																															
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).				\$300.00																															
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:15%;">CLAIMS</th> <th style="width:20%;">NUMBER FILED</th> <th style="width:20%;">NUMBER EXTRA</th> <th style="width:15%;">RATE</th> <th style="width:15%;"></th> <th style="width:15%;"></th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td style="text-align: center;">- 20 =</td> <td style="text-align: center;">0</td> <td>x \$18.00</td> <td></td> <td style="text-align: center;">\$0.00</td> </tr> <tr> <td>Independent claims</td> <td style="text-align: center;">- 3 =</td> <td style="text-align: center;">0</td> <td>x \$80.00</td> <td></td> <td style="text-align: center;">\$0.00</td> </tr> <tr> <td colspan="4">Multiple Dependent Claims (check if applicable) <input type="checkbox"/></td> <td></td> <td style="text-align: center;">\$0.00</td> </tr> <tr> <td colspan="5" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td style="text-align: center;"><b>\$430.00</b></td> </tr> </tbody> </table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE			Total claims	- 20 =	0	x \$18.00		\$0.00	Independent claims	- 3 =	0	x \$80.00		\$0.00	Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	<b>TOTAL OF ABOVE CALCULATIONS =</b>					<b>\$430.00</b>		
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<b>TOTAL OF ABOVE CALCULATIONS =</b>					<b>\$430.00</b>																														
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). <input checked="" type="checkbox"/>				\$215.00																															
<b>SUBTOTAL =</b>				<b>\$215.00</b>																															
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				\$0.00																															
<b>TOTAL NATIONAL FEE =</b>				<b>\$215.00</b>																															
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input type="checkbox"/>				\$0.00																															
<b>TOTAL FEES ENCLOSED =</b>				<b>\$215.00</b>																															
				Amount to be: refunded \$																															
				charged \$																															

☒ A check in the amount of **\$215.00** to cover the above fees is enclosed.

☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

☐ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. \_\_\_\_\_ A duplicate copy of this sheet is enclosed.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:  <b>James J. Mullen</b> Attorney at Law 8202 Campodolcino Drive Corpus Christi, Texas 78414 Telephone: 361-985-0990 Fax: 361-985-8660 E-mail: JMULLEN@STX.RR.COM  10/29/2005 10:29:36Z 150.00 US 150.00 US	<div style="text-align: center;">                   SIGNATURE  <b>JAMES J. MULLEN</b>                  NAME  <b>22708</b>                  REGISTRATION NUMBER  <b>November 12, 2005</b>                  DATE             </div>
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